IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1814 OF 2006

Balasaheb G. Todkari. ..Applicant.
Vs.
The State of Maharashtra. ..Respondent.

Mr.Ujwala Agandsurve for the Applicant.
Mr. Y.S.Shinde, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 07/6/2006.

P.C.

1. This is an application for grant of bail. The accused is shown as an accused in C.R.No.261/2005 registered by Faujadar Chawadi Police Station, Solapur for the alleged offence under Section 302, 201, 364, 365,368 and 120B of the I.P.C. The victim in the crime was one Rajesh Loni. The accused in this case by names Ravansidha and Basavraj who were step uncles of deceased Rajesh. After the death of the father of Rajesh in April,2001 the dispute arose about the management of the factory and the use of car. Ravansidha and Basavraj are said to have conspired with other accused to murder Rajesh. In so far as present applicant is concerned, the allegation against him is that he was seen in the company of Ravansidha and other accused in one Dhaba on five to six occasions. In this regard police have recorded the statement of Dhaba owner of the said Dhaba.

Similar is the statement of another Dhaba owner Motiram. But none of the Dhaba owners stated about having heard the conversation. Apart from this, there is a statement of co accused Ravansidha which indicates that present applicant had suggested that Rajesh could be done away for two or three lacs and Ravansindha agreed to this proposal. This kind of evidence can be used to buttress the prosecution case when there is other evidence on record. I have granted bail to another accused who was seen at the Dhaba while taking meals with co accused.. In the circumstances, I am inclined to grant bail to the present applicant. It is therefore, directed that pending trial the applicant may be released on bail in the sum of Rs.25,000/- with one surety in the like amount subject to the condition that he should report to the concerned I.O. once in a week on every Monday till the disposal of the trial.

(R. S. MOHITE, J.)